

**UNITED STATES DISTRICT COURT**  
 Western District of North Carolina  
 AMENDED – MAY 5, 2016

UNITED STATES OF AMERICA

V.

MICHAEL GRAYLEN WHEELER

) **JUDGMENT IN A CRIMINAL CASE**  
 ) (For **Revocation** of Probation or Supervised Release)  
 ) (For Offenses Committed On or After November 1, 1987)  
 )  
 ) Case Number: DNCW504CR000066-001  
 ) USM Number: 20177-058  
 )  
 ) Roderick Glenn Davis  
 ) Defendant's Attorney

**THE DEFENDANT:**

- ☐ Admitted guilt to violation of condition(s) of the term of supervision.  
☒ Was found in violation of condition(s) count(s) 1, 2, 3, 4, 5, 6 & 7 after denial of guilt.

**ACCORDINGLY**, the court has adjudicated that the defendant is guilty of the following violation(s):

Violation Number	Nature of Violation	Date Violation Concluded
1	New law violation – possession of 28.6 grams of cocaine	10/13/15
2	New law violation – conspire to traffic in cocaine	10/13/15
3	New law violation – manufacture/sell/deliver/possess a controlled substance within 1000 feet of a school	10/13/15
4	Association with a convicted felon	10/13/15
5	Drug/alcohol use	10/13/15
6	Drug/alcohol use	8/4/15
7	Failure to comply with drug testing/treatment requirements	8/5/15

The Defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984, United States v. Booker, 125 S.Ct. 738 (2005), and 18 U.S.C. § 3553(a).

- ☐ The Defendant has not violated condition(s) and is discharged as such to such violation(s) condition.  
☐ Violation(s) (is)(are) dismissed on the motion of the United States.

**IT IS ORDERED** that the Defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay monetary penalties, the defendant shall notify the court and United States attorney of any material change in the defendant's economic circumstances.

**AMENDED TO CORRECT DATE OF  
 IMPOSITION OF SENTENCE.**

Date of Imposition of Sentence: 5/2/2016

Signed: May 9, 2016



Richard L. Voorhees  
 United States District Judge

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Defendant: Michael Graylen Wheeler  
Case Number: DNCW504CR000066-001

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## IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of SIXTY (60) MONTHS.

### NO SUPERVISED RELEASE TERM TO FOLLOW TERM OF IMPRISONMENT.

- ☒ The Court makes the following recommendations to the Bureau of Prisons:
- Placed in a facility as close to Western North Carolina, as possible, consistent with the needs of BOP.
  - That defendant receive credit for time served.
- ☒ The Defendant is remanded to the custody of the United States Marshal.
- ☐ The Defendant shall surrender to the United States Marshal for this District:
- ☐ As notified by the United States Marshal.
  - ☐ At \_ on \_.
- ☐ The Defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
- ☐ As notified by the United States Marshal.
  - ☐ Before 2 p.m. on \_.
  - ☐ As notified by the Probation Office.

## RETURN

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_  
\_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By: \_\_\_\_\_  
Deputy Marshal

Defendant: Michael Graylen Wheeler  
Case Number: DNCW504CR000066-001

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### STATEMENT OF ACKNOWLEDGMENT

I understand that my term of supervision is for a period of \_\_\_\_\_ months, commencing on \_\_\_\_\_.

Upon a finding of a violation of probation or supervised release, I understand that the court may (1) revoke supervision, (2) extend the term of supervision, and/or (3) modify the conditions of supervision.

I understand that revocation of probation and supervised release is mandatory for possession of a controlled substance, possession of a firearm and/or refusal to comply with drug testing.

These conditions have been read to me. I fully understand the conditions and have been provided a copy of them.

(Signed) \_\_\_\_\_ Date: \_\_\_\_\_  
Defendant

(Signed) \_\_\_\_\_ Date: \_\_\_\_\_  
U.S. Probation Office/Designated Witness